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FACSIMILE COVER SHEET

APR 0 7 2008

Deliver to: Phuong M. Phu, USPTO	Art Group: 2611					
Facsimile No.: (571) 273-8300	Date: April 7, 2008					
From: Brent E. Vecchia, Reg. No. 48,0	011					
Our Docket No.: 42P17667	Number of pages <u>17</u> including this sheet.					
Application No.: 10/749,987	Filing Date: 12/31/2003					
Enclosed are the following documents:	Docket Due Date(s): 4/8/2008					
Amendment: After Final (13-pgs)	☐ Issue Fee Transmittal					
Appeal Brief (pgs)	☐ Notice of Appeal (in duplicate)					
Application:	Petition for:					
(pgs) w/cover & abstract)	☐ Request for Continued Examination (RCE)					
☐ Assignment & Cover Sheet (pgs)	Reply Brief (pgs)					
☑ Certificate of Eacsimile	Request & Certification Under 35 USC 122(b)(2)(B)(i)					
☐ Continued Prosecution Application (CPA)	☐ Request to Rescind Previous Nonpublication Request					
☐ Declaration & POA (. pgs)	☐ Response to Notice of Missing Parts & Formalities Letter					
☐ Drawings: sheets, figures	Response to Written Opinion (pgs)					
Extension of Time:	☐ Terminal Disclaimer					
▼ Fee Transmittal (in duplicate)	☐ Transmittal of Publication Fee Due					
☐ IDS & PTO/\$B/08 (pgs)	☑ Transmittal Letter					
Other:						
CERTIFICATE OF MAILING/TRANSMISSION (37 CFR 1.8A)						
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rulent and trademark Office.)					
(Under K	20024/7/2008					
Wendi Lou Rostan	Date					

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TRANSMITTAL FORM (to be used for all correspondence after initial filing)		Application No.	10/749,987			
		Filing Date	December 31, 2003			
		First Named Inventor	Neil J. Bershad			
		Art Unit	2611			
		Examiner Name	Phuong M. Phu			
Total Number of Pages in This Su	hmission	17	Attorney Docket Number	42P17667		
E	NCLOS	URES (chec	k all that apply)			
Fee Transmittal Form		Drawing(s)		After Allowance Communication to TC		
Fee Attached		Licensing-r	related Papers	Appeal Communication to Board of Appeals and Interferences		
Amendment / Reply		Petition		Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)		
After Final Petition to 0 Provisional Provisional		Convert a Application	Proprietary Information			
Extension of Time Request		Power of A Change of	ttorney, Revocation Correspondence Address	Status Letter		
		Terminal D	isclaimer	Other Enclosure(s) (please identify below):		
☐ Information Disclosure Statement ☐ Request for		r Refund	Facsimile Cover Sheet			
PTO/SB/08	. [CD, Numbe	er of CD(s)			
Certified Copy of Priority Document(s) Landsca			cape Table on CD			
Response to Missing Parts/ Incomplete Application		Remarks				
Basic Filing Fee Declaration/POA				3		
Response to Missing Parts under 37 CFR 1.52 or 1.53						
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT						
Firm Brent E. Vecchia, Reg. No. 48,011						
or Individual name BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP						
Signature Hout E. Veechule						
Date April 7, 2008						
CERTIFICATE OF MAILING/TRANSMISSION						
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Typed or printed name Wendi Lou Rostan						
Signature	ME	192)44	ata	Date April 7, 2008		

APR 0 7 2008

FEE TRANSMITTAL for FY 2007 Patent fees are subject to annual revision.	Application Number Filing Date First Named Inventor Examiner Name	10/749,98 December Neil J. B. Phuong M.	7 r 31, 2003 ershad	
Applicant claims small entity status. See 37 CFR 1.27.	Art Unit	2611		
TOTAL AMOUNT OF PAYMENT (\$) 0.00	Attorney Docket No.	42P17667		
METHOD OF PAYMENT (check all that apply)				
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during the pendency of this application.	appropriate p		tension of ti	me and all required
FEE CALCULATION	fees should b	o chargen.		
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SUBMITTED BY			Comp	lete (if applicable)
Name (Print/Type) Brent E. Vecchia	Registration No. (Attorney/Agent) 48	,011	Telephone	(303) 740-1980
Signature Bant E. Vecche			Date	04/07/08

Signature

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APR 0 7 2008

FEE TRANSMITTAL	Complete if Known							
	Application Number							
for FY 2007	Filing Date		r 31, 2003					
Patent foos are subject to annual revision.	First Named Invent Examiner Name							
Applicant claims small entity status. See 37 CFR 1.27.		Phuong N	4. Pou					
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☐ Check ☐ Credit card ☐ Money Order ☐ None ☐ O	ther (please identi	fy):						
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For the above-identified deposit account, the Director is he			apply)					
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Charge any additional fee(s) or underpayment of fee(n of time should b						
during the pendency of this application.	· appropri		tension of tir	me and all required				
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FEE CALCULATION								
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Figs Figs Figs Figs Description								
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1401 510 2401 255 Notice of Appeal								
1402 \$10 2402 255 Filing a brief in support of an appeal 1403 1,030 2403 515 Request for oral hearing								
1451 1.510 2451 1.510 Petition to institute a public use proceeding								
1460 130 2460 130 Petitions to the Commissioner 1807 50 1807 50 Processing fee under 37 CFR 1.17(q)		l						
1806 180 1808 180 Submission of Information Disclosure Stmt 1809 810 1809 405 Filling a submission after final rejection (37 CFR §	1.129(a))	,		,				
1810 810 2810 405 For each additional invention to be examined (37)								
Other fee (specify)								
SUBTOTAL (2)								
SUBMITTED BY		· · · · · · · · · · · · · · · · · · ·	Comp	lete (if applicable)				
Name (Print/Typo) Brent E. Vecchia	Registration No. (Attornoy/Agent)	48,011	Telephone	(303) 740-1980				
Signature Reut E. Velle	****		Date	04/07/08				

APR 0.7 2008

RESPONSE UNDER 37 CFR § 1.116 EXPEDITED PROCEDURE **EXAMINING GROUP 2614**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application. No.

: 10/749,987

1st Named Inventor: Neil J. Bershad

Filed

: 12/31/2003

Docket No.

: 42P17667

Confirmation No. :

9976

Art Unit

2609

Examiner

Pablo R. Ovando

Customer No.

7590

RESPONSE TO OFFICE ACTION

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

In response to the Office Action mailed February 8, 2008, the Applicants respectfully request that the Examiner enter the following amendments and consider the following remarks.

CERTIFICATE OF TRANSMISSION (37 CFR 1.8A)

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endi Lou Rostan

Dkt. No. 42P17667